

APR 28 2010

LAW OFFICES OF  
**McGINN INTELLECTUAL PROPERTY LAW GROUP, PLLC**

A PROFESSIONAL LIMITED LIABILITY COMPANY  
PATENTS, TRADEMARKS, COPYRIGHTS, AND INTELLECTUAL PROPERTY LAW  
8321 OLD COURTHOUSE ROAD, SUITE 200  
VIENNA, VIRGINIA 22182-3817  
TELEPHONE: (703) 761-4100  
FACSIMILE/DATA: (703) 761-2375; 761-2376  
E-MAIL: ADMIN@MCGINNIPALAW.COM  
SENDER'S E-MAIL: DDIPAULA@MCGINNIPALAW.COM

SEAN M. MCGINN  
PHILLIP E. MILLER†  
FREDERICK E. COOPERRIDER†

SCOTT M. TULINO  
DONALD A. DIPAULA†  
JEQYUH LINT  
CHRISTOPHER R. MONDAY†  
JOSEPH P. HRUTKA†  
JEREMY S. HOWARD†  
SAM S. SAHOTAT#  
FARHAD SHIR, Ph.D.\*  
\*MEMBER OF BAR OTHER THAN VA  
# OF COUNSEL  
\*REGISTERED PATENT AGENT

April 28, 2010

VIA FACSIMILE

To: Examiner: Tsegaye, Saba  
Group Art Unit: 2467  
U.S.P.T.O.

Facsimile No.: 571-273-8300

From: Donald A. DiPaula, Esq.

Facsimile No.: 703-761-2375 or 76

Re: Amendment Under 37 C.F.R. § 1.116  
U.S. Patent Application Serial No.: 10/642,480  
Our Reference No.: MAT.024

Dear Examiner Tsegaye:

Transmitted herewith is an Amendment Under 37 C.F.R. § 1.116 which is responsive to the Final Office Action dated December 28, 2009. Thank you in advance for your kind consideration on this case.

Very truly yours,



Donald A. DiPaula, Esq.  
Registration No. 58,115

DAD/SMM/lec  
Attachment

Sean M. McGinn, Esq.  
Registration No. 34,386

Number of pages (including this cover sheet): 40

RECEIVED  
CENTRAL FAX CENTER

APR 28 2010

**CERTIFICATE OF FACSIMILE TRANSMISSION**

I hereby certify that I am filing this Amendment of Application No. 10/642,480, via facsimile, to Examiner Saba Tsegaye, Group Art Unit 2467, at (571) 273-8300.

Respectfully Submitted,

Date: April 28, 2010



Donald A. DiPaula, Esq.

Reg. No. 58,115

Sean M. McGinn, Esq.

Reg. No. 34,386